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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Arizona Corporation Commission

RECEIVED

SUSAN BITTER SMITH - Chairman
 BOB STUMP
 BOB BURNS
 DOUG LITTLE
 TOM FORESE

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AZ CORP COMMISSION
DOCKET CONTROL

ORIGINAL

IN THE MATTER OF THE APPLICATION
 OF ARIZONA TELEPHONE COMPANY,
 AN ARIZONA CORPORATION, TO
 DEREGULATE VOICE MAIL SERVICES.

DOCKET NO. T-02063A-14-0207

PROCEDURAL ORDER

(Continues Hearing and
 Modifies Procedural Schedule)

BY THE COMMISSION:

On June 25, 2014, Arizona Telephone Company ("Arizona Telephone") filed with the Arizona Corporation Commission ("Commission") an application to deregulate voice mail services pursuant to A.R.S. § 40-281 and for withdrawal of the tariffs applicable to such services.

On April 30, 2015, a Procedural Order was issued setting a hearing and associated procedural deadlines in this matter.

On May 14, 2015, at Arizona Telephone's request, a telephonic procedural conference was convened. Arizona Telephone and the Commission's Utilities Division ("Staff") appeared through counsel. Arizona Telephone stated that the publication deadlines set forth in the April 30, 2015, Procedural Order did not allow sufficient time for Arizona Telephone to comply, and requested that the hearing schedule be extended for approximately 60 days. Arizona Telephone and Staff agreed that it would be reasonable to schedule the hearing on the application in the latter part of September, with associated changes to the procedural deadlines set by the April 30, 2015 Procedural Order.

Arizona Telephone's request is reasonable and should be granted. The currently scheduled hearing date should be continued, along with the associated procedural deadlines, as set forth below.

IT IS THEREFORE ORDERED that the **hearing** in the above-captioned matter currently scheduled to commence on **July 20, 2015, is hereby continued** to commence on **September 30, 2015, at 10:00 a.m.**, or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington St., Hearing Room No. 1, Phoenix, Arizona 85007.

1 IT IS FURTHER ORDERED that the Staff Report, or any testimony and associated exhibits
2 or to be presented at hearing on behalf of **Staff** shall be reduced to writing and filed on or before
3 **August 28, 2015**.

4 IT IS FURTHER ORDERED that any testimony and associated exhibits to be presented at
5 hearing on behalf of **intervenors** shall be reduced to writing and filed on or before **September 11,**
6 **2015**.

7 IT IS FURTHER ORDERED that any rebuttal testimony and associated exhibits to be
8 presented at hearing by **Arizona Telephone** shall be reduced to writing and filed on or before
9 **September 23, 2015**.

10 IT IS FURTHER ORDERED that any objections to any testimony or exhibits shall be made
11 at the commencement of the hearing.

12 IT IS FURTHER ORDERED that all testimony and evidence will be filed and entered "on the
13 public record" unless a prior determination has been made by the Administrative Law Judge or
14 Commission that the material is confidential.

15 IT IS FURTHER ORDERED that all testimony filed shall include a table of contents which
16 lists the issues discussed.

17 IT IS FURTHER ORDERED that any substantive corrections, revisions, or supplements to
18 pre-filed testimony shall be reduced to writing and filed no later than five days before the witness is
19 scheduled to testify.

20 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,
21 except that **all motions to intervene must be filed on or before September 1, 2015**.

22 IT IS FURTHER ORDERED that any motions which are filed in this matter and which are
23 not ruled upon by the Commission within 20 business days of the filing date of the motion shall be
24 deemed denied.

25 IT IS FURTHER ORDERED that any responses to motions shall be filed within five business
26 days of the filing date of the motion.

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1 IT IS FURTHER ORDERED that any replies shall be filed within five business days of the
2 filing date of the response.

3 IT IS FURTHER ORDERED that Arizona Telephone shall provide public notice of the
4 hearing in this matter, in the following form and style with the heading in no less than 18-point bold
5 type and the body in no less than 10-point regular type:

6 **PUBLIC NOTICE OF HEARING ON ARIZONA TELEPHONE COMPANY'S**
7 **APPLICATION TO DEREGULATE VOICE MAIL SERVICES**
8 **DOCKET NO. T-02063A-14-0207**

9 On June 25, 2014, Arizona Telephone Company ("Arizona Telephone") filed with the
10 Arizona Corporation Commission ("Commission") an application to deregulate voice
11 mail services and for withdrawal of the tariffs applicable to such services. Arizona
12 Telephone does not currently offer voice mail services to its customers, but wishes to
13 be allowed to offer voice mail services at unregulated rates.

14 **How You Can View or Obtain a Copy of the Application.** Copies of the
15 application and all other filings pertaining to the application are available from
16 Arizona Telephone at [Insert Company Address]; at the Commission's Docket
17 Control Center at 1200 West Washington, Phoenix, Arizona; and on the internet via
18 the Commission's website (www.azcc.gov) using the e-Docket function.

19 **Arizona Corporation Commission Public Hearing Information.** The Commission
20 will hold a hearing on this matter beginning **September 30, 2015, at 10:00 a.m.**, at
21 the Commission's offices, 1200 West Washington Street, Phoenix, Arizona. Public
22 comments will be taken on the first day of the hearing. You may also file your written
23 comments electronically by going to the Commission's homepage at www.azcc.gov and
24 clicking on "Submit a Public Comment" button or mailing a letter referencing **Docket**
25 **No. T-02063A-14-0207** to: Arizona Corporation Commission, Consumer Services
26 Section, 1200 West Washington Street, Phoenix, AZ 85007. If you require
27 assistance, you may contact the Consumer Services Section at 1-800-222-7000 or
28 602-542-4251.

Interested parties may participate in this matter through (1) filing for intervention and becoming a formal party to the proceeding; or (2) through written or oral public comment. Any interested person may file written public comments regarding Arizona Telephone's application in Docket No. T-02063A-14-0207 at any time.

If you do not intervene in this proceeding, you will receive no further notice of the proceedings in this docket. However, all documents filed in this docket are available online (usually within 24 hours after docketing) at the Commission's website www.azcc.gov using the e-Docket function, located at the bottom of the website homepage. RSS feeds are also available through e-Docket.

About Intervention. The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene. Any person or entity entitled by law to intervene and having a direct and substantial interest in the matter

will be permitted to intervene. **If you wish to intervene, you must file an original and 13 copies of a written motion to intervene with the Commission, and you must send copies of the motion to Arizona Telephone or its counsel and to all parties of record in the case. Your motion to intervene must contain the following:**

1. Your name, address, telephone number, and that of any other person upon whom service of documents is to be made;
2. A short statement of your interest in the proceeding (e.g., a customer or potential customer of Arizona Telephone, a member or shareholder of Arizona Telephone, etc.);
3. A statement certifying that you have mailed a copy of the motion to intervene to Arizona Telephone or its counsel and to all parties of record in the case; and
4. If you are not an individual representing yourself and you are not represented by an attorney who is an active member of the Arizona State Bar, any appropriate documentation demonstrating the intervenor's compliance with Arizona Supreme Court Rules 31, 38, and 42, as applicable.

The granting of motions to intervene is governed by A.A.C. R14-3-105, except that **all motions to intervene must be filed on or before September 1, 2015.** The granting of intervention, among other things, entitles a party to present sworn evidence at the hearing and to cross examine other witnesses. However, failure to intervene will not preclude any interested person or entity from appearing at the hearing and making a statement on their own behalf. All parties must comply with Arizona Supreme Court Rules 31, 38, and 42 and A.R.S. § 40-243 with respect to the practice of law.

If you do intervene, and wish to present direct testimony and associated exhibits at the hearing, you must, on or before September 11, 2015: (1) reduce your direct testimony and associated exhibits to writing, (2) file the original and 13 copies with the Commission's Docket Control Center by 4:00 p.m., and (3) mail a copy to each party.

Americans with Disabilities Act ("ADA")/Equal Access Information. The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting the ADA Coordinator, Shaylin Bernal, at SABernal@azcc.gov, voice phone number 602-542-3931. Requests should be made as early as possible to allow time to arrange the accommodation.

IT IS FURTHER ORDERED that Arizona Telephone shall cause a copy of the above notice to be **published** in a newspaper of general circulation in its service territory by **July 31, 2015**, and shall cause a copy of the above public notice to be mailed to all its customers either as a bill insert in its **July 2015 billings**, or as a separate mailing by **July 31, 2015**.

IT IS FURTHER ORDERED that Arizona Telephone shall file, by **August 7, 2015**, an

1 **Affidavit of Mailing and Publication** with the Commission.

2 IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court Rules
3 31, 38, and 42, and A.R.S. § 40-243 with respect to practice of law in Arizona and before the
4 Commission and admission *pro hac vice*.

5 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
6 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Arizona
7 Supreme Court Rule 42). Representation before the Commission includes appearance at all hearings
8 and procedural conferences, as well as all Open Meetings for which the matter is scheduled for
9 discussion, unless counsel has previously been granted permission to withdraw by the Administrative
10 Law Judge or the Commission.

11 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
12 Communications) applies to this proceeding and shall remain in effect until the Commission's
13 Decision in this matter is final and non-appealable.

14 IT IS FURTHER ORDERED that each party to this matter may opt to receive service of all
15 Procedural and Recommended Orders issued by the Commission's Hearing Division in this matter
16 via e-mail rather than U.S. Mail, as permitted under A.A.C. R14-3-107(B). To exercise this option, a
17 party shall send to hearingsdivision@azcc.gov, from the e-mail address at which the party desires to
18 receive service, an e-mail request including the name of the party on whom service is to be made and
19 the docket number for this matter. After a party receives an e-mail confirmation of its request from
20 hearingsdivision@azcc.gov, the party will receive all future Procedural and Recommended Orders
21 issued by the Hearing Division in this matter via e-mails to the address provided by the party, unless
22 and until the party withdraws its request. Service of a document via e-mail shall be considered
23 complete upon the sending of an e-mail containing the document to the e-mail address provided by a
24 party, regardless of whether the party receives or reads the e-mail containing the document.

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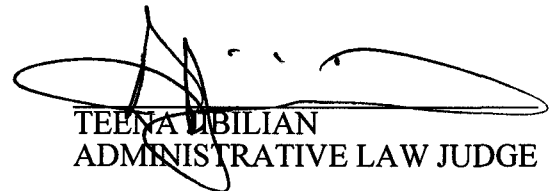
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1 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,
2 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at
3 hearing.

4 DATED this 15th day of May, 2015.

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6 
7 TEENA JIBILIAN
ADMINISTRATIVE LAW JUDGE

8 Copies of the foregoing mailed
9 this 15th day of May, 2015 to:

10 Craig A. Marks
11 Craig A. Marks, PLC
10645 N. Tatum Blvd., Suite 200-676
Phoenix, AZ 85028

12 Janice Alward, Chief Counsel
13 Maureen Scott, Senior Staff Counsel
Legal Division
14 ARIZONA CORPORATION COMMISSION
1200 W. Washington Street
15 Phoenix, AZ 85007

16 Steven Olea, Director
17 Utilities Division
ARIZONA CORPORATION COMMISSION
1200 W. Washington Street
18 Phoenix, AZ 85007

19 COASH & COASH
20 COURT REPORTING, VIDEO AND
VIDEOCONFERENCING
1802 North 7th Street
21 Phoenix, AZ 85006

22 By: Rebecca Unquera
23 Rebecca Unquera
24 Assistant to Teena Jibilian
25
26
27
28